

Dear Regional Freedom of Information Officer:

The Idaho Conservation League (ICL) hereby respectfully requests production and delivery of the records described below pursuant to the Freedom of Information Act, 5 U.S.C. § 552 (“FOIA”) and the pertinent EPA regulations, 43 C.F.R. § 2.5 *et seq.*

ICL requests that EPA provide the all communication records since and including 2012 associated with Idaho's revised water quality standards for their human health criteria update, including but not limited to, changes in fish consumption standards and cancer risk factors.

The requested documents include, without limitation, copies of all responsive documents in the possession of the Environmental Protection Agency, regardless of whether the documents were generated by the EPA or from some other source. This request applies to any and all such records from EPA in whatever form, including correspondence, memoranda, notes, e-mail messages, letters, maps, recordings, and electronic files, release of which is not expressly prohibited by law. It also covers any non-identical duplicates of records, which by reason of notation, attachment, or other alteration or supplement, include any information not contained in the original record.

To the extent practicable, we prefer these documents to be released in electronic format, via email or on a thumb drive or CD.

Even if an exemption under FOIA to withhold documents applies to any of the above, production of all reasonably segregable portions of documents are explicitly requested. Electronic versions of the requested records are preferable, but all FOIA deadlines are still in force regardless of the format of the delivery and production of the records.

Fee Waiver Request

While we will pay up to \$25 in processing fees, we respectfully request that you waive all fees in connection with this request, as provided by 5 U.S.C. § 552(a)(4)(A)(iii) and 7 C.F.R. § Pt. 1, Subpt. A, App. A, § 6.

FOIA requires the federal government to furnish documents to public interest groups free of charge, or at a reduced rate, “if disclosure of the information is in the public interest.” 5 U.S.C. § 552(a)(4)(A)(iii). Such disclosure is in the public interest if “it is likely to contribute significantly to public understanding of the operations or activities of the government and is not primarily in the commercial interest of the requester.” *Id.*; see also 40 C.F.R. § 2.10(l)(1)-(3).

The Idaho Conservation League is a 501(c)(3) nonprofit organization dedicated to protecting and conserving natural resources in Idaho and the Intermountain West. It has no commercial interest in the requested records. The organization’s sole interest in obtaining the requested records is to analyze the information, disseminate it to the public, and use it to inform future conservation efforts in the region. The information request is

in the public interest because ICL intends to use the information gathered to educate the public on the regulatory process for protecting Idaho's waters and provide assurance to the public that receiving water bodies are being protected from pollution through appropriate and effective water quality standards. ICL disseminates information to the public through educational events, outreach via personal communication, e-mail, or social media, writing and sharing reports, advocacy efforts and policy development. As Idaho's largest state-based conservation organization, we represent over 30,000 supporters, many of whom have a deep personal interest in protecting water quality and aquatic habitat throughout Idaho.

The requested information consists of documents not previously made available to the general public. Thus, the only means by which the public may obtain such information is through release of the requested documents. The Idaho Conservation League will use the information subject to this request to gain an understanding of the actions of the EPA or affiliated management entities, and to ensure that Idaho's fish consumption rates comply with all applicable provisions of the Clean Water Act. The Idaho Conservation League has substantial ability to disseminate such information to the public, both through publications such as our quarterly newsletter, and through postings on our website (www.idahoconservation.org). Accordingly, the Idaho Conservation League is entitled to a full fee waiver for this request.

Please feel free to contact me to discuss any aspect of this request. As required by the Freedom of Information Act, a response to this request must be made within 20 working days of your receipt of this letter (5 U.S.C. § 552(a)(6)(A)(i)). Thank you for your assistance.

Sincerely,



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